



# Town of Groton, Connecticut

## Meeting Agenda

### Town Council

45 Fort Hill Road  
Groton, CT 06340-4394  
Town Clerk 860-441-6640  
Town Manager 860-441-6630

*Mayor Rita M. Schmidt, Councilors Dean Antipas, Genevieve Cerf, Joe de la Cruz, Bruce S. Flax, Bob Frink, Rich Moravsik, Deborah L. Peruzzotti and Harry A. Watson*

Tuesday, April 21, 2015

7:30 PM

Town Hall Annex - Community Room 1

### REGULAR MEETING

#### I. ROLL CALL

#### II. SALUTE TO THE FLAG

#### III. RECOGNITION, AWARDS & MEMORIALS

2015-0101 Proclamation Recognizing National Arbor Day

Proclamation - TC

#### IV. RECEIPT OF CITIZENS' PETITIONS, COMMENTS AND CONCERNS

This is the portion of the Council Agenda where the Council welcomes comments from citizens. Each presentation should be limited to five (5) minutes or less, and citizens should, if possible, submit written comments. Presentations should be related to matters pertinent to Groton. Town Councilors will only ask questions in order to clarify the speaker's presentation and can respond during the Responses to Citizens' Petitions portion of the Town Council meeting. Citizens should make their presentations from the lectern and state their names and addresses for the record.

#### V. RESPONSES TO CITIZENS' PETITIONS, COMMENTS AND CONCERNS

#### VI. CONSENT CALENDAR

All matters listed under Item VI (Consent Calendar) are considered to be routine and will be enacted by one motion. No separate discussion of these items will take place, unless cause is shown prior to the time Council votes on the motion to adopt.

##### a. Approval of Minutes

2015-0104 Approval of Minutes (Town Council)

Resolution - Consent

RESOLUTION ACCEPTING TOWN COUNCIL MINUTES

RESOLVED, that the minutes of the Town Council meeting of April 7, 2015 are hereby accepted and approved.

##### b. Administrative Items

2015-0087 Special Trust Fund Contributions

Resolution - Consent

RESOLUTION ACCEPTING CONTRIBUTIONS TO SPECIAL TRUST FUNDS

RESOLVED, that the Town Council hereby accepts contributions to the Town as follows:

Cedar of New England, Ltd. - \$255.10 - Library Miscellaneous

Robert and Phyllis Boggs - \$10.26 - Groton Utilities Energy Assistance Program

IAMAW - \$50.00 - Groton Utilities Energy Assistance Program

Jonathan and Michiko Johnson - \$25.00 - Groton Utilities Energy Assistance Program

Thomas Powden - \$50.00 - Groton Utilities Energy Assistance Program

Michael Savage - \$2,000 - Library Miscellaneous

Mystic Photography Group - \$25.00 - Library Miscellaneous

Marylyn Mullen - \$500 - Library Miscellaneous

**c. Deletions from the Town Council Referral List**

2014-0236	FYE 2015 Fire District PILOT	Referral
2015-0075	Acceptance of Open Space in the Watrous Subdivision	Referral
2015-0076	Charter Oak Community Giving Grant - Senior Center	Referral
2015-0082	Justice Assistance Grant (JAG)	Referral
2015-0089	Mystic Rotary Club Grant	Referral
2015-0090	Introduction of Ordinance for Refurbishment of WPCF Effluent Pump Station and Rehabilitation of Fishtown Road Pump Station	Referral
2015-0091	Scheduling of Public Hearing on Ordinance for Refurbishment of WPCF Effluent Pump Station and Rehabilitation of Fishtown Road Pump Station	Referral
2015-0092	Referral of Refurbishment of WPCF Effluent Pump Station and Rehabilitation of Fishtown Road Pump Station to Planning Commission under CGS Section 8-24	Referral
2015-0094	Charter Oak Community Giving Grant - Library	Referral
2015-0096	Appointment of Adrianna Lublin to Noank School Public Gardens Task Force	Referral
2015-0097	Appointment of Jonathan Grossman to Parks and Recreation Commission	Referral
2015-0098	Appointment of Laurel Butler to Library Board	Referral
2015-0099	Reappointment of John Wirzbicki to Water Pollution Control Authority	Referral
2015-0102	Chelsea Groton Foundation Grant - Library	Referral

**VII. COMMUNICATIONS & REPORTS (Other than Committee Reports)**

- a. Town Councilors
- b. Clerk of the Representative Town Meeting
- c. Clerk of the Council
- d. Town Manager

**VIII. COMMITTEE REPORTS**

- a. Community Relations - Chairman de la Cruz
- b. Finance - Chairman Frink
- c. Personnel & Appointments - Chairman Flax
- d. Rules - Chairman Frink
- e. Committee of the Whole - Mayor Schmidt

**IX. NEW BUSINESS**

2015-0075	Acceptance of Open Space in the Watrous Subdivision	Referral
	RESOLUTION ACCEPTING OPEN SPACE ASSOCIATED WITH THE WATROUS SUBDIVISION	
	WHEREAS, the Watrous Subdivision on Pleasant Valley Road North was approved by the Planning	

Commission on April 22, 2014, and

WHEREAS, Section 4.9(1) of the Subdivision Regulations allows the Planning Commission to "consider not only the tract or tracts of land proposed to be immediately subdivided, but also any other tract or tracts owned, controlled or under agreement to buy or optioned by the subdivider" for open space reservation, and

WHEREAS, on February 24, 2015 the Planning Commission recommended acceptance of a 5.5 acre parcel off Fort Hill Road adjacent to Fort Hill Brook for open space, now therefore be it

RESOLVED, that the Town Council hereby accepts the 5.5 acre parcel off Fort Hill Road as open space associated with the Watrous Subdivision.

Legislative History

3/19/2015 Mayor Referred Town Council Committee of th

3/24/2015 Town Council Committee of Discussed  
the Whole

*Town Manager Oefinger described the open space located on the east side of Fort Hill Brook off Fort Hill Road. This off-site open space parcel has been offered to the Town in association with the Watrous Subdivision. Councilors requested additional information about the location of the Watrous Subdivision.*

3/24/2015 Town Council Committee of Recommended for a  
the Whole Resolution

2015-0076 Charter Oak Community Giving Grant - Senior Center Referral

RESOLUTION AUTHORIZING THE TOWN MANAGER OR HIS DESIGNEE TO SEEK GRANT FUNDING FROM THE CHARTER OAK COMMUNITY GIVING GRANTS PROGRAM TO SUPPORT A SENIOR LEARNING NETWORK ENRICHMENT PROGRAM

WHEREAS, the Senior Learning Network (SLN) recognizes the continuous learning needs of citizens by developing programming specifically designed for people age 55 and up, and

WHEREAS, the Groton Senior Center would like to establish a regular ongoing SLN program with program fees partially covered by grant funding in the first year and then fully funded by participant fees in subsequent years, now therefore be it

RESOLVED that the Groton Town Council hereby authorizes the Town Manager or his designee to seek grant funding in the amount of \$2,500 from the Charter Oak Community Giving Grants Program which will be utilized by the Groton Senior Center to establish a Senior Learning Network program.

Legislative History

3/24/2015 Mayor Referred Town Council Committee of th

4/14/2015 Town Council Committee of Recommended for a  
the Whole Resolution

2015-0082 Justice Assistance Grant (JAG) Referral

RESOLUTION AUTHORIZING A JUSTICE ASSISTANCE GRANT (JAG) FOR BODY-WORN CAMERAS FOR POLICE OFFICERS

WHEREAS, the purpose of the State of Connecticut Office of Policy and Management's Justice Assistant Grant (JAG) is the prevention of violent crime, and

WHEREAS, the grant will allow the Groton Town Police to purchase body-worn cameras for police officers that will increase officer safety, provide an additional tool for combatting criminal activity, and allow for post-incident review and critique of officers' techniques, now therefore be it

RESOLVED, that Town Manager Mark R. Oefinger or his designee may apply for the State of Connecticut Office of Policy and Management's Justice Assistance Grant of \$15,000 for body-worn



financing. The Town Council shall determine the scope and particulars of the project and may reduce or modify the scope of the project, and the entire appropriation may be expended on the project as so modified or reduced.

Section 2. That the Town issue bonds or notes or obligations, in an amount not to exceed EIGHT MILLION TWO HUNDRED THIRTY THOUSAND DOLLARS (\$8,230,000) to finance the appropriation for the project. The amount of bonds or notes or obligations authorized to be issued shall be reduced by the amount of grants received by the Town for the project. The bonds or notes or obligations shall be issued pursuant to Section 7-259 or Sections 22a-475 to 22a-483 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes or obligations shall be secured by the irrevocable pledge of the full faith and credit of the Town of Groton. The Town does hereby covenant and agree with the holders of the bonds or notes or obligations and all notes and interim funding obligations issued in anticipation of the receipt of the proceeds from the sale of such bonds or notes or obligations that in each year while any such bonds or notes or obligations are outstanding, it will levy and collect ad valorem taxes upon all taxable properties within the Town, other than properties within the City of Groton, in an amount sufficient, with such other funds of the Town as shall be available for such purpose, to pay the interest and principal on the bonds or notes or obligations as the same become due and payable.

Section 3. That the Town issue and renew temporary notes or interim funding obligations from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes or obligations for the project. The amount of the notes or obligations outstanding at any time shall not exceed EIGHT MILLION TWO HUNDRED THIRTY THOUSAND DOLLARS (\$8,230,000). The notes or obligations shall be issued pursuant to Section 7-264 and 7-378 or Sections 22a-475 to 22a-483 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes or obligations shall be secured by the irrevocable pledge of the full faith and credit of the Town, payable as provided in Section 2. The Town shall comply with the provisions of Sections 7-378a and 7-378b of the General Statutes with respect to any notes that do not mature within the time permitted by said Sections 7-264 or 7-378, and the Town shall comply with the provisions of Section 22a-479(c) with respect to any obligations.

Section 4. That the Town Council shall determine the amount of bonds, notes or obligations authorized by Section 2 to be sold. The Town Manager and the Director of Finance shall determine the amount of any temporary notes or interim funding obligations authorized by Section 3 to be sold. The Town Manager and the Director of Finance of the Town shall sign any bonds or notes or obligations by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes or obligations. The Town Manager and the Director of Finance are authorized to determine the dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes or obligations; to provide for the keeping of a record of the bonds or notes or obligations; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes or obligations; to designate a financial advisor to the Town in connection with the sale of the bonds or notes or obligations; to sell the bonds or notes or obligations at public or private sale; to deliver the bonds or notes or obligations; and to perform all other acts which are necessary or appropriate to issue the bonds or notes or obligations.

Section 5. That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that (except to the extent reimbursed from grant moneys) the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes or obligations authorized by this resolution if issued on a tax-exempt

basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 6. That the Town Manager and the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes or obligations to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes or obligations.

Section 7. That the Town Manager, on behalf of the Town, is authorized to apply for and accept state grants to finance the project and state loans to finance the project, and to enter into any grant or loan agreement prescribed by the State. The Town Manager, the Director of Finance and the Water Pollution Control Authority are authorized to take any other actions necessary to obtain such grants or loans pursuant to Section 22a-479 of the Connecticut General Statutes, Revision of 1958, as amended, or to any other present or future legislation, or to implement such grant or loan agreements.

Section 8. That the Water Pollution Control Authority is authorized to construct the sewer project; to approve design and construction expenditures and any easement acquisition costs incurred for the sewer project; and to contract with engineers, contractors and others on behalf of the Town for said sewer project. All such authority is subject to the provisions of Section 1.

Section 9. That the Town Manager, the Director of Finance, the Water Pollution Control Authority and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds or notes or obligations to finance the aforesaid appropriation.

Section 10. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes and obligations to finance said appropriation have been approved by the voters at referendum in accordance with Section 8.12 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

#### Legislative History

4/7/2015	Mayor	Referred	Town Council Committee of th
4/14/2015	Town Council Committee of the Whole	Discussed	

*Town Manager Oefinger explained that three referrals on the agenda relate to a project previously reviewed with the Town Council (refurbishment of the Water Pollution Control Facility effluent pump station and rehabilitation of the Fishtown Road pump station). The Town Council subsequently directed staff to have a bond ordinance prepared. If the Council would like to proceed with the project, the Town Council must introduce the ordinance, schedule a public hearing and refer the project to the Planning Commission under CGS Section 8-24.*

*The Town Manager noted that no additional bond referendums are anticipated for November. The School Facilities Initiative Task Force is looking at a May referendum date.*

*The suggested public hearing date for this bond ordinance is May 19th and it would be a joint public hearing with the Water Pollution Control Authority. A fiscal impact analysis will be available at the next Committee of the Whole meeting.*

4/14/2015	Town Council Committee of the Whole	Recommended for a Resolution
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2015-0091	<b>Scheduling of Public Hearing on Ordinance for Refurbishment of WPCF Effluent Pump Station and Rehabilitation of Fishtown Road Pump Station</b>	<b>Referral</b>
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**RESOLUTION SCHEDULING A PUBLIC HEARING ON AN ORDINANCE APPROPRIATING**

\$8,230,000 FOR REFURBISHMENT OF THE WATER POLLUTION CONTROL FACILITY (WPCF) EFFLUENT PUMP STATION AND REHABILITATION OF THE FISHTOWN ROAD PUMP STATION AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION

RESOLVED, that the Town Council will hold a public hearing on an Ordinance Appropriating \$8,230,000 for Refurbishment of the Water Pollution Control Facility (WPCF) Effluent Pump Station and Rehabilitation of the Fishtown Road Pump Station and Authorizing the Issue of Bonds and Notes in the Same Amount to Finance Said Appropriation on Tuesday, May 19, 2015 at 7:30 p.m. in the Town Hall Annex, Community Room 1.

**Legislative History**

2015-0092	<b>4/7/2015</b> <b>Mayor</b>  <b>4/14/2015</b> <b>Town Council Committee of the Whole</b>	<b>Referred</b>  <b>Recommended for a Resolution</b>	<b>Town Council Committee of th</b>  <b>Referral</b>
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**Referral of Refurbishment of WPCF Effluent Pump Station and Rehabilitation of Fishtown Road Pump Station to Planning Commission under CGS Section 8-24**

RESOLUTION REFERRING THE REFURBISHMENT OF THE WATER POLLUTION CONTROL FACILITY (WPCF) EFFLUENT PUMP STATION AND REHABILITATION OF THE FISHTOWN ROAD PUMP STATION PROJECT TO THE PLANNING COMMISSION UNDER CGS SECTION 8-24

WHEREAS, the Town Council has reviewed a proposal for refurbishment of the Water Pollution Control Facility Effluent Pump Station and rehabilitation of the Fishtown Road Pump Station, and

WHEREAS, the Town Council considers it appropriate to present the project to the Town's voters in a bond referendum, now therefore be it

RESOLVED, that the Town Council refers the Refurbishment of the Water Pollution Control Facility Effluent Pump Station and Rehabilitation of the Fishtown Road Pump Station Project to the Planning Commission, pursuant to CGS Section 8-24.

**Legislative History**

2015-0094	<b>4/7/2015</b> <b>Mayor</b>  <b>4/14/2015</b> <b>Town Council Committee of the Whole</b>	<b>Referred</b>  <b>Recommended for a Resolution</b>	<b>Town Council Committee of th</b>  <b>Referral</b>
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**Charter Oak Community Giving Grant - Library**

RESOLUTION AUTHORIZING THE TOWN MANAGER OR HIS DESIGNEE TO SEEK GRANT FUNDING FROM THE CHARTER OAK CREDIT UNION COMMUNITY GIVING GRANTS PROGRAM TO SUPPORT COMPUTER LAB RENOVATIONS, PART OF THE LOOKING FORWARD, GIVING BACK PROJECT

WHEREAS, offering lifelong learning and continuing education opportunities is an important role of the Groton Public Library, and

WHEREAS a renovated computer lab will offer classes that prepare residents with appropriate personal and 21st century workforce skills, and

WHEREAS, the Charter Oak Credit Union Community Giving Grants Program has funds available to enhance and improve the quality of personal life for the residents of communities in New London and Windham counties such as libraries and municipal programs, and

WHEREAS, the grant application includes offering Charter Oak Credit Union naming rights for the computer lab, now therefore be it

RESOLVED that the Groton Town Council hereby authorizes the Town Manager or his designee to seek grant funding in the amount of \$20,000.00 from the Charter Oak Credit Union Community Giving Grants Program, which will be utilized by Groton Public Library to renovate the computer lab in the Looking Forward, Giving Back project, and be it further

RESOLVED, that the Town Council places a ten-year limit on naming rights for the computer lab.

Legislative History

4/7/2015 Mayor Referred Town Council Committee of th

4/14/2015 Town Council Committee of the Whole Recommended for a Resolution

*It was noted that this \$20,000 grant includes naming rights for the computer lab for the Charter Oak Credit Union. Discussion followed on placing a time limit on the naming rights (five to 10 years) if so desired by the Council. Councilor Frink asked about legal considerations with naming rights if there are problems with the organization in the future. The consensus was to impose a 10 year limit on naming rights.*

**2015-0096 Appointment of Adrianna Lublin to Noank School Public Gardens Task Force Referral**

APPOINTMENT OF ADRIANNA LUBLIN TO NOANK SCHOOL PUBLIC GARDENS TASK FORCE

RESOLVED, that Adrianna Lublin, 50 McDonald Court, is hereby appointed to the Noank School Public Gardens Task Force.

Legislative History

4/9/2015 Mayor Referred Town Council Committee of th

4/14/2015 Town Council Committee of the Whole Recommended for a Resolution

**2015-0097 Appointment of Jonathan Grossman to Parks and Recreation Commission Referral**

RESOLUTION APPOINTING JONATHAN GROSSMAN TO THE PARKS AND RECREATION COMMISSION

RESOLVED, that Jonathan Grossman, 77 Brookside Lane, is hereby appointed as a member of the Parks and Recreation Commission for a term ending 12/31/17.

Legislative History

4/7/2015 Town Council Personnel & Appointments Committee Recommended for a Resolution

**2015-0098 Appointment of Laurel Butler to Library Board Referral**

RESOLUTION APPOINTING LAUREL BUTLER TO THE LIBRARY BOARD

RESOLVED, that Laurel Butler, 697 Noank Road, Mystic, is hereby appointed to the Library Board for a term ending 12/31/17.

Legislative History

4/7/2015 Town Council Personnel & Appointments Committee Recommended for a Resolution

**2015-0099 Reappointment of John Wirzbicki to Water Pollution Control Authority Referral**

RESOLUTION REAPPOINTING JOHN WIRZBICKI TO THE WATER POLLUTION CONTROL AUTHORITY

RESOLVED, that John C. Wirzbicki, 355 Brook Street, is reappointed to the Water Pollution Control Authority for a term ending 5/24/18.

Legislative History



	4/7/2015	Town Council Personnel & Appointments Committee	Recommended for a Resolution	
2015-0102		Chelsea Groton Foundation Grant - Library		Referral
2015-0105		Approving FYE 2016 Budgets		Referral
2015-0106		Computation of Tax Rate for General Fund (FYE 2016)		Referral
2015-0107		Computation of Tax Rate for Mumford Cove (FYE 2016)		Referral
2015-0108		Computation of Tax Rate for Groton Sewer District (FYE 2016)		Referral

**X. OTHER BUSINESS****XI. ADJOURNMENT**